

FORM PTO-1083
Mail Stop Amendment
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

2621
Docket No.: 5040.1002
Date: August 25, 2005

O I P E JC:JY
AUG 29 2005
PATENT & TRADEMARK OFFICE
In re application of: Peter-Michael MERBACH et al.
Serial No.: 10/509,448
Filed: 09/28/2004
For: TOUCHLESS BIOMETRIC RECOGNITION
Sir:

Transmitted herewith is a **Supplemental Information Disclosure Statement (2 pages)** with PTO-1449 (1 page) and **cited references** in the above-identified application.

[] Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
[] Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
[X] No fee for additional claims is required.
[] A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)		(Col. 2)		SMALL ENTITY RATE	LARGE ENTITY RATE	OR
	REMAINING AFTER AMENDMENT	HIGHEST PREVIOUSLY PAID FOR	PRESENT EXTRA				
TOTAL CLAIMS	* Minus 20	=	0		1x \$ 25 \$	1x \$ 50 \$	
INDEP. CLAIMS	* Minus 3	=	0		1x \$100 \$	1x \$200 \$	
					1+ \$180 \$	1+ \$360 \$	
	FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				TOTAL: \$	OR	TOTAL: \$

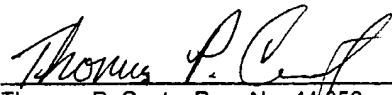
* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

[] Also transmitted herewith are:
[] Petition for extension under 37 C.F.R. 1.136
[] Other:

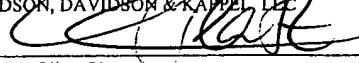
[] Check(s) in the amount of \$ is/are attached to cover:
[] Filing fee for additional claims under 37 C.F.R. 1.16
[] Petition fee for extension under 37 C.F.R. 1.136
[] Other:

[X] The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

[X] Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
[X] Any patent application processing fees under 37 C.F.R. 1.17.
[X] Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


Thomas P. Canty, Reg. No. 44,856
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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on 08/25/05.
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 
Oliver Platz



5040.1002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: **Peter-Michael MERBACH et al.**
Serial No.: 10/509,448 Confirmation No.: 7467
Filed: 09/28/2004 Art Unit: 2621
For: **TOUCHLESS BIOMETRIC RECOGNITION**
Examiner: (not yet known)
Customer No.: 23280

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 25, 2005

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

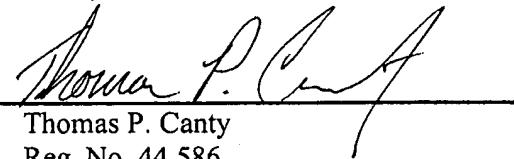
Sir:

In accordance with the provisions of 37 C.F.R. § 1.97, Applicants hereby make of record the documents listed on the accompanying Form PTO-1449 (1 page) for consideration by the Examiner in connection with the examination of the above-identified patent application. Some or all of the references may not constitute prior art under U.S. patent laws.

This Information Disclosure Statement is filed under 37 C.F.R. §1.97 (b), before the mailing date of a First Office Action, therefore no fee is believed due. In the event any additional fee is due in connection with this response or if any fee has been overpaid, the deficiency or overpayment should be charged to our Deposit Account No. 50-0552.

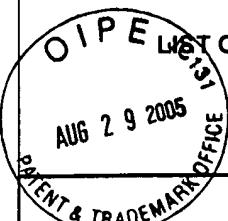
It is respectfully requested that the references cited in the accompanying PTO-1449 form be considered and made of record. It is respectfully submitted that the pending claims are patentable over all of the references made of record at this time.

Respectfully Submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 
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FORM PTO-1449 (REV. 7-80)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY DOCKET NO. 5040.1002	APPLICATION NO 10/509,448
LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary)		APPLICANT Peter-Michael MERBACH et al.	
		FILING DATE 09/28/2004	GROUP 2621



U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE
	A01						
	A02						
	A03						
	A04						
	A05						
	A06						
	A07						
	A08						
	A09						
	A10						

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION	YES	NO
	A11	DE 101 11 671	Oct. 31, 2001	DE-Germany		See Abstract		
	A12	DE 103 21 543	Dec. 2, 2004	DE-Germany		See Abstract		
	A13	DE 195 16 662	Nov. 14, 1996	DE-Germany		See Abstract		
	A14							
	A15							

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

	A16	
	A17	
	A18	
	A19	
	A20	

EXAMINER	DATE CONSIDERED
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.